

Evaluation Section, 2020 "L" Street, Sacramento, CA 95814.
 Mojave Desert Air Quality Management District 15428 Civic Drive, Victorville, California 92392.
 San Luis Obispo County Air Pollution Control district, 2156 Sierra Way, Suite "B", San Luis Obispo, CA 93401.

FOR FURTHER INFORMATION CONTACT: Christine Vineyard, Rulemaking Section (A-5-3), Air and Toxics Division, U.S. Environmental Protection Agency, Region 9, 75 Hawthorne Street, San Francisco, CA 94105-3901, Telephone: (415) 744-1197.

SUPPLEMENTARY INFORMATION: This document concerns Mojave Desert Air Quality Management District (MDAQMD) Rule 464, Oil-Water Separators; MDAQMD Rule 1102, Fugitive Emissions of VOCs from Components at Pipeline Transfer Stations; San Luis Obispo County Air Pollution Control District (SLOCAPCD) Rule 417, Control of Fugitive Emissions of Reactive Organic Compounds; and SLOCAPCD Rule 419, Petroleum Pits, Ponds, Sumps, Well Cellars, and Wastewater Separators, submitted to EPA on October 19, 1994, May 13, 1993, November 30, 1994, and September 28, 1994, respectively, by the California Air Resources Board. For further information, please see the information provided in the Direct Final action which is located in the Rules Section of this Federal Register.

Authority: 42 U.S.C. 7401-7671q.

Dated: August 8, 1995.

Felicia Marcus,
Regional Administrator.
 [FR Doc. 95-23959 Filed 9-26-95; 8:45 am]
 BILLING CODE 6560-50-P

40 CFR Part 52

[KY-087-1-6957b; FRL-5290-6]

Approval and Promulgation of Implementation Plans; Kentucky

AGENCY: Environmental Protection Agency (EPA).

ACTION: Proposed rule.

SUMMARY: EPA proposes to approve the State Implementation Plan (SIP) revision submitted by the Commonwealth of Kentucky for the purpose of establishing a Federally enforceable state operating permit (FESOP) program, and to update the procedural rules governing the issuance of air permits in Kentucky. In order to extend the Federal enforceability of Kentucky's FESOP to hazardous air pollutants (HAP), EPA is also proposing

approval of Kentucky's FESOP regulations pursuant to section 112 of the Clean Air Act as amended in 1990 (CAA). In the Final Rules Section of this Federal Register, EPA is approving the State's SIP revision as a direct final rule without prior proposal because the Agency views this as a noncontroversial revision amendment and anticipates no adverse comments. A detailed rationale for the approval is set forth in the direct final rule. If no adverse comments are received in response to that direct final rule, no further activity is contemplated in relation to this proposed rule. If EPA receives adverse comments, the direct final rule will be withdrawn and all public comments received will be addressed in a subsequent final rule based on this proposed rule. EPA will not institute a second comment period on this document. Any parties interested in commenting on this document should do so at this time.

DATES: To be considered, comments must be received by October 27, 1995.

ADDRESSES: Written comments should be addressed to: Yolanda Adams, Air Programs Branch, Air, Pesticides & Toxics Management Division, Region 4 Environmental Protection Agency, 345 Courtland Street., NE, Atlanta, Georgia 30365.

Copies of the material submitted by Kentucky may be examined during normal business hours at the following locations:

Air and Radiation Docket and Information Center (Air Docket 6102), U.S. Environmental Protection Agency, 401 M Street, SW., Washington, DC 20460.

Environmental Protection Agency, Region 4 Air Programs Branch, 345 Courtland Street, NE., Atlanta, Georgia 30365.

Division for Air Quality, Department for Environmental Protection, Natural Resources and Environmental Protection Cabinet, 803 Schenkel Lane, Frankfort, Kentucky 40601.

FOR FURTHER INFORMATION CONTACT: Yolanda Adams, Air Programs Branch, Air, Pesticides & Toxics Management Division, Region 4 Environmental Protection Agency, 345 Courtland Street, NE., Atlanta, Georgia 30365. The telephone number is 404/347-3555 x4149.

SUPPLEMENTARY INFORMATION: For additional information, refer to the direct final rule which is published in the rules section of this Federal Register.

Dated: August 23, 1995.

Patrick M. Tobin,

Acting Regional Administrator.

[FR Doc. 95-23964 Filed 9-26-95; 8:45 am]

BILLING CODE 6560-50-P

40 CFR Part 52

[TX-9-1-5222b; FRL-5266-5]

Approval and Promulgation of State Implementation Plans; Texas; Permit Revisions

AGENCY: Environmental Protection Agency (EPA).

ACTION: Proposed rule.

SUMMARY: This notice proposes the approval of revisions to Texas Air Control Board General Rules (31 TAC Chapter 101) and Regulation VI (31 TAC Chapter 116), "Control of Air Pollution by Permits for New Construction or Modification" of the Texas State Implementation Plan (SIP). The revisions proposed herein include New Source Review (NSR) definitions and provisions for permitting in nonattainment areas as required by the Clean Air Act (CAA), as amended in 1990. These 1990 CAA NSR provisions were submitted by the Governor on May 13, 1992, November 13, 1992, and August 31, 1993. This action also proposes the approval of other provisions of the General Rules and Regulation VI which have been submitted and not yet acted upon by EPA. These revisions were submitted by the Governor of Texas to EPA on December 11, 1985, October 26, 1987, February 18, 1988, September 29, 1988, December 1, 1989, September 18, 1990, November 5, 1991, May 13, 1992, November 13, 1992, and August 31, 1993. With the exception of the 1990 CAA NSR provisions, none of the other revisions being acted upon in this notice were required by EPA.

In the Rules and Regulations section of this Federal Register, the EPA is approving the State's SIP revision as a direct final rule without prior proposal because the Agency views this as a noncontroversial revision and anticipates no adverse comments. The rationale for the approval is set forth in the direct final rule. If no adverse comments are received in response to this proposed rule, no further activity is contemplated in relation to this rule. If the EPA receives adverse comments, the direct final rule will be withdrawn, and all public comments received during the 30-day comment period set forth below will be addressed in a subsequent final rule based on this proposed rule. Any

parties interested in commenting on this action should do so at this time.

DATES: Comments on this proposed rule must be received in writing by October 27, 1995.

ADDRESSES: Written comments on this action should be addressed to Ms. Jole C. Luehrs, Chief, New Source Review Section, at the EPA Region 6 office listed below. Copies of documents relevant to this action are available for public inspection during normal business hours at the following locations. The interested persons wanting to examine these documents should make an appointment with the appropriate office at least two working days in advance.

U.S. Environmental Protection Agency, Air Programs Branch (6T-A), First Interstate Bank Building, 1445 Ross Avenue, suite 700, Dallas, Texas 75202-2733.

U.S. Environmental Protection Agency, Air and Radiation Docket and Information Center, 401 M Street, SW., Washington, DC 20460.

Texas Natural Resource Conservation Commission, 12124 Park 35 Circle, Austin, Texas 78753.

FOR FURTHER INFORMATION CONTACT: Stanley M. Spruiell of the EPA Region 6 Air Programs Branch at (214) 665-7212 and at the above address.

SUPPLEMENTARY INFORMATION: For additional information, see the direct final rule which is published in the Rules and Regulations section of this Federal Register.

Authority: 42 U.S.C. 7401-7671q.

Dated: July 10, 1995.

A. Stanley Meiburg,

Deputy Regional Administrator.

[FR Doc. 95-23961 Filed 9-26-95; 8:45 am]

BILLING CODE 6560-50-P

40 CFR Parts 180 and 185

[PP 5E4429/P631; FRL-4973-9]

RIN 2070-AC18

Oxyfluorfen; Pesticide Tolerances

AGENCY: Environmental Protection Agency (EPA).

ACTION: Proposed rule.

SUMMARY: EPA proposes to establish tolerances for residues of the herbicide oxyfluorfen in or on the raw agricultural commodities blackberry and raspberry. The proposed regulation to establish maximum permissible levels for residues of the herbicide was requested in a petition submitted by the Interregional Research Project No. 4 (IR-

4) pursuant to the Federal Food, Drug and Cosmetic Act (FFDCA). EPA also proposes deleting the metabolites of oxyfluorfen containing the diphenyl ether linkage from certain tolerance expressions.

DATES: Comments, identified by the document control number [PP 5E4429/P631], must be received on or before October 27, 1995.

ADDRESSES: By mail, submit written comments to: Public Response and Program Resources Branch, Field Operations Division (7506C), Office of Pesticide Programs, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. In person, bring comments to: Rm. 1132, CM #2, 1921 Jefferson Davis Hwy., Arlington, VA 22202. Comments and data may also be submitted to OPP by sending electronic mail (e-mail) to:

opp-docket@epamail.epa.gov

Electronic comments must be submitted as an ASCII file avoiding the use of special characters and any form of encryption. Comments and data will also be accepted on disks in WordPerfect 5.1 file format or ASCII file format. All comments and data in electronic form must be identified by the docket number [PP 5E4429/P631]. Electronic comments on this proposed rule may be filed online at many Federal Depository Libraries. Additional information on electronic submissions can be found in the "SUPPLEMENTARY INFORMATION" section of this document.

Information submitted as a comment concerning this document may be claimed confidential by marking any part or all of that information as "Confidential Business Information." CBI should not be submitted through e-mail. Information marked as CBI will not be disclosed except in accordance with procedures set forth in 40 CFR part 2. A copy of the comment that does not contain CBI must be submitted for inclusion in the public record. Information not marked confidential may be disclosed publicly by EPA without prior notice. All written comments will be available for public inspection in Rm. 1132 at the address given above, from 8 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays.

FOR FURTHER INFORMATION CONTACT: By mail: Hoyt L. Jamerson, Registration Division (7505W), Office of Pesticide Programs, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. Office location and telephone number: Sixth Floor, Crystal Station #1, 2800 Jefferson Davis Hwy., Arlington,

VA 22202, (703)-308-8783; e-mail: jamerson.hoyt@epamail.epa.gov.

SUPPLEMENTARY INFORMATION: The Interregional Research Project No. 4 (IR-4), New Jersey Agricultural Experiment Station, P.O. Box 231, Rutgers University, New Brunswick, NJ 08903, has submitted pesticide petition (PP) 5E4429 to EPA on behalf of the Agricultural Experiment Stations of Oregon, New York, Virginia, and Washington. This petition requests that the Administrator, pursuant to section 408(e) of the Federal Food, Drug, and Cosmetic Act (FFDCA), 21 U.S.C. 346a(e), amend 40 CFR 180.381 by establishing a tolerance for residues of the herbicide oxyfluorfen [2-chloro-1-(3-ethoxy-4-nitrophenoxy)-4-(trifluoromethyl)benzene] in or on the raw agricultural commodities blackberry and raspberry at 0.05 part per million (ppm). The petitioner proposed that use of oxyfluorfen on blackberry and raspberry be geographically limited to Oregon and Washington based on the geographical representation of the residue data submitted. Additional residue data will be required to expand the area of usage. Persons seeking geographically broader registration should contact the Agency's Registration Division at the address provided above.

EPA also proposes to amend established tolerances for oxyfluorfen by deleting the diphenyl ether linkage metabolites from the tolerance expressions under 40 CFR 180.381 and 185.4600. Tolerances are currently established for residues of oxyfluorfen and its metabolites containing the diphenyl ether linkage in or on certain raw agricultural commodities under 40 CFR 180.381 and certain processed foods under 185.4600. EPA has determined that it is no longer necessary to regulate these metabolites in raw agricultural and processed commodities. Metabolism studies with oxyfluorfen show no detectable residues of the diphenyl ether linkage metabolites in plants. Oxyfluorfen per se is the major residue found in meat, meat byproducts, fat, milk, and eggs.

The scientific data submitted in the petition and other relevant material have been evaluated. The toxicological data considered in support of the proposed tolerances include:

1. A 2-year feeding study in dogs fed diets containing 0, 100, 600, or 2,000 ppm with a no-observed-effect level (NOEL) of 100 ppm (equivalent to 2.5 milligrams (mg)/kilogram (kg)/day). Effects observed in dogs fed diets containing 600 ppm (equivalent to 15 mg/kg/day) were increased liver weight,